

# 28  
PATENTS 7/6IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ted Christopher

Examiner: F. Jaworski

Serial No.: 08/746,360

Art Unit: 3737

Filed: November 8, 1996

Docket: 9872

For: FINITE AMPLITUDE DISTORTION-  
BASED INHOMOGENEOUS PULSE  
ECHO ULTRASONIC IMAGING

Dated: June 29, 2000

Assistant Commissioner for Patents  
Washington, DC 20231

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LETTER

GROUP 3700

Sir:

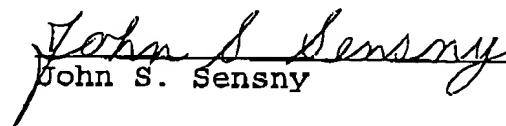
In February of this year, a Petition to institute a Public Use Proceeding was granted. The application was then forwarded to the Examiner to set a schedule of times for taking testimony. Applicant respectfully requests that the Examiner promptly issue that schedule.

Both the Applicant and the Patent Examiners have already spent a very substantial amount of time on this application, and the application, except for the Public Use

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Dated: June 29, 2000  
John S. Sensny

Proceeding, is in a very advanced stage. Among other matters, two Office Actions and two other Official Communications have been issued in this case, two protests have been filed, two amendments have been filed, and a voluminous amount of prior art has been considered and studied both by the Examiners and the Applicant.

Based on these Office Actions and the voluminous art already made of record in this case, it is the opinion of the undersigned that the Applicant is entitled to allowed claims in this case, even if the alleged prior use discussed in the Petition to institute the Public Use Proceeding is in fact prior art. Accordingly, it is respectfully submitted that any undue delay in connection with the Public Use Proceeding is delaying a prompt allowance of this application and a prompt issuance of a patent for Applicant's invention.

Significant commercial interest has been shown in the technology disclosed in this application and commercialization of this technology is believed probable. Resolution of the patent claims is important to the development of that technology. In addition, barring some exceptional circumstances, the rights under any patent granted on this application will expire on a fixed date, twenty years after the filing date. Because of this, any delay in proceeding with this case is reducing the term of the patent rights for Applicant's invention.

Numerous patents disclosing ultrasonic imaging procedures have recently issued, even though the applications for these patents were filed considerably later than the present application. These recently issued patents include U.S. Patents 5,879,303, 5,846,202 and 5,833,614.

For the reasons set forth above, Applicant respectfully requests that the Examiner promptly issue a schedule for testimony in the Public Use Proceeding. If the Examiner believes that Applicant's Attorneys can be of any assistance with this matter, the Examiner is requested to telephone the undersigned.

Respectfully submitted,

*John S. Sensny*  
John S. Sensny  
Registration No. 28,757

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**FACSIMILE TRANSMISSION**

To: Examiner Jaworski  
Art Unit: 3305  
Date: June 29, 2000

Fax #: 1-703-305-3590  
Pages: 7 including cover sheet

From: John S. Sensny

Re: Ted Christopher  
U.S. Serial No. 08/746,360  
Filed: November 8, 1996  
Our Docket: 9872

**COMMENTS:**

1. Transmittal Letter in duplicate.
2. Certificate of Transmission By Facsimile (37 CFR 1.8)
3. Letter.


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**TRANSMITTAL LETTER**  
**(General - Patent Pending)**Docket No.  
9872In Re Application Of: **Ted Christopher**Serial No.  
08/746,360Filing Date  
November 8, 1996Examiner  
F. JaworskiGroup Art Unit  
3737Title: **FINITE AMPLITUDE DISTORTION-BASED INHOMOGENEOUS PULSE ECHO ULTRASONIC IMAGING**TO THE ASSISTANT COMMISSIONER FOR PATENTS:Transmitted herewith is: **LETTER****FAX RECEIVED****JUN 29 2000****GROUP 3700**

In the above identified application.

- ☒ No additional fee is required.
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Dated: **June 29, 2000**  
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Registration No. 28,757**SCULLY, SCOTT, MURPHY & PRESSER**  
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CC:

**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**Applicant(s): **Ted Christopher**

Docket No.

9872

Serial No.

08/746,360

Filing Date

November 8, 1996

Examiner

F. Jaworski

Group Art Unit

3737

Invention: **FINITE AMPLITUDE DISTORTION-BASED INHOMOGENEOUS PULSE ECHO  
ULTRASONIC IMAGING**

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